

PLEASE NOTE THAT CHANGES HAVE BEEN MADE TO THIS CONCEPT PAPER. THE CHANGES ARE NOTED IN BOLD, CAPITAL LETTERS. THESE CHANGES REFLECT THE ADDITIONAL COMMENTS EXPRESSED BY THE BOARD MEMBERS AT THE JUNE 2, 2004 CALIFORNIA CULTURAL AND HISTORIC ENDOWMENT AT BOARD MEETING IN SACRAMENTO.

May 2004 **(INCLUDING JUNE 2, 2004 REVISIONS)**

Concept Paper for the California Cultural and Historical Endowment (CCHE)

Introduction

This Concept Paper was created to provide a summary of important points to be considered for incorporation into the proposed Guidelines for the California Cultural and Historic Endowment (CCHE).

By reviewing the points in the Concept Paper with CCHE Board Members, Members and staff of the California State Legislature and the general public, it is hoped that an inclusive and reflective set of Guidelines can be produced to clearly identify the goals, objectives and procedures for a competitive grant application that will reflect the priorities and objectives of the California Cultural and Historic Endowment Act passed by the California State Legislature in 2002.

This Concept Paper will initially be discussed at the June 2, 2004 CCHE Board Meeting. Subsequent Public Workshops will be sponsored around the State to hear further comment and discussion. A list of the scheduled time, date and location of the Public Workshops is will be available at the June 2, 2004 meeting.

(IT WAS PROPOSED THAT ADDITIONAL LOCATIONS BE ADDED TO THE LIST OF PUBLIC WORKSHOPS TO INCLUDE REDDING, SANTA BARBARA, ONE OF THE DESERT COMMUNITIES AS WELL AS MORE PRESENCE IN THE SAN JOAQUIN VALLEY. FURTHER, THAT A MEETING IN INGLEWOOD BE ADDED WITH A MAP TO ILLUSTRATE WHERE THESE TOWNS AND CITIES ARE LOCATED.

ALSO, LIST THE ORGANIZATIONS THAT HAVE BEEN CONTACTED TO ATTEND THE PUBLIC WORKSHOPS ON THE WEBSITE.)

Major Points of the Concept Paper

The major points of the Concept Paper will be further explored in the 12 subsections below. It is structured in a chronological way to provide readers with a procedural approach to understand the nature and purpose of the proposed CCHE grant application process.

(THIS CONCEPT PAPER SHOULD BE A DOCUMENT THAT PROMOTES DISCUSSION AND TO SURFACE CONCERNS ABOUT ISSUES THAT ARE NOTE ADDRESSED, IDENTIFIED AND INCORPORATED.)

1. *Mission Statement*

It is suggested that the CCHE Board adopt a Mission Statement to reflect the goals and objectives of the California Cultural and Historic Endowment.

Several topics to be considered in the Mission Statement would be to:

- A. Affirmatively promote a Cultural Agenda that would encourage all residents of the State of California to incorporate culture and history into their daily lives.
- B. Encourage a Cultural Agenda to recognize, appreciate and acknowledge past and current historic and cultural contributions to the State that include the stories and contributions of all its residents.
- C. Develop a definition of cultural preservation to reflect tangible as well as intangible elements so that future programs and projects that are interested in promoting culture and history in the State can work within a clear and accepted framework.

2. Legislative History

The California State Legislature passed legislation known as AB 716 or the California Cultural and Historic Endowment Act in 2002 that created the California Cultural and Historic Endowment, (CCHE).

A summary of the legislative history will be included in the proposed Guidelines to provide an overview as to the findings that led to the passage of AB716. The legislative history shall include:

- A. Findings that encourage steps necessary to preserving and retaining items of historical and cultural value as America's physical culture and built environment become remarkably similar throughout the country.
- B. Findings that examine structures embodying the culture and history of California that are currently in danger of being redeveloped or lost through demolition.
- C. Findings that it is important to pursue historical threads that reflect California's diverse population that include not only the structures and activities of the European culture, but also the Latino population, African American population, Asians and Pacific Islanders, Native Americans, Jewish persons, and to many other groups of people with uniquely identifiable cultures and histories.

(IT SHOULD ALSO BE CLEARLY NOTED THAT THE LEGISLATIVE INTENT FOR THIS PROGRAM WAS TO ENCOMPASS A BROAD RANGE OF AREAS AND THAT IT IS THE INTENT OF CCHE TO SUPPORT PROGRAMS THAT HAVE TRADITIONALLY WORKED IN HISTORIC PRESERVATION TO RECOGNIZE OUR HISTORY, AND THAT THERE ARE MANY PROGRAMS LOCATED IN CALIFORNIA THAT CAN BE CONSIDERED FOR IMMEDIATE FUNDING.

FURTHER, THERE SHOULD BE A CONSIDERATION OF 2-3 TRACKS OF FUNDING CYCLES AND TO POSSIBLY BREAK UP FUNDING TO LOOK AT DIFFERENT NEEDS.)

3. General Goal of CCHE

The general goal to be promoted by CCHE will be to award competitive grants that will encourage a diverse reflection of the historic and cultural value of all of California's residents.

The method in which this reflection will be achieved is to actively consult and involve community and neighborhood groups and encourage them to become enthusiastic participants in learning about all aspects and layers of our environment so that a better understanding and appreciation can be learned of what remains (or does not remain) in our current society. This method of citizen participation from all levels of the socio-economic, cultural, historic, political, legal, ethnic, religious and life spectrum will greatly increase the depth and scope of understanding and appreciating the historic and cultural value of California's diverse population.

It is also important for community and neighborhood groups to work in partnership with their local government, academic, non-profit organizations and museums to consciously and collectively preserve and maintain California's culture and history.

Finally, CCHE should serve as a tool; not only of funding projects, but also as a resource to successfully complete and showcase long term projects of significance to further promote policies and practices of cultural and historic preservation.

(AGAIN, IT SHOULD BE NOTED THAT THE ORIGINAL INTENT OF CCHE WAS TO NOT OVERLOOK TRADITIONAL HISTORIC PRESERVATION PROJECTS IN ITS GOALS.)

4. Funding for CCHE

The total amount of funding currently available to CCHE is \$122 million. This entire amount will be distributed through a competitive grant funding process.

The basis of the \$122 million funds to be distributed by CCHE is from a source of funds known as bond monies of the Safe Neighborhood Parks, Clean Water, Clean Air and Coast Protection Bond Act of 2000. This Bond Act is also commonly referred to as Proposition 40 funding.

5.Funding Limitations of CCHE

As stated previously, funding for CCHE's competitive grant program will use funds generated from Proposition 40 bond monies. Bond monies, and specifically the provisions of Proposition 40, limit the types of projects that can be funded.

There has been some initial public confusion as to the type of projects that are eligible for funding. Although the language in the legislation creating CCHE illustrates a wide variety of projects to be considered, the provisions set forth in Proposition 40 limit the actual projects that can be funded by CCHE.

The authority outlining the scope of projects that can be funded is codified in Section 16727 of the California Government Code. Briefly, Section 16727 limits projects available for funding to "capital assets."

Generally, capital assets projects, for purposes of CCHE funding, are defined as funding for all work reasonably related to the restoration of buildings, sites, and other cultural and historic resources, if the projects result in tangible physical property with an expected useful life of 15 years or more.

CCHE has requested clarification with Legal and Bond Counsel as to the specific and permissible projects that can be considered under Proposition 40 funding. However, it is strongly encouraged that advice and consultation be sought with CCHE staff before developing any concept or project requesting CCHE funds.

Projects that you may think are worthy of funding may not be considered eligible. On the other hand, there are some projects that are eligible even if they do not exactly fit into a particular framework or category.

CCHE will also begin to explore ways in which other funding sources can be obtained to expand the scale and categories of programs currently not available under Proposition 40 funding.

(THERE SHOULD BE A MORE CLEAR EXPLANATION AS TO WHAT CAN BE FUNDED BY CCHE AND WHAT CANNOT. MAKE A LIST OF INELIGIBLE PROGRAMS SO THAT THERE IS NO CONFUSION. POSSIBLY, BE MORE SPECIFIC REGARDING CAPITAL OUTLAY LANGUAGE)

6. Traditional Examples of Capital Projects

The following is an example of projects that have been traditionally accepted as “capital assets” projects eligible for funding. Please be advised that this list is to simply provide you with some ideas and areas to explore. It is not an exhaustive or exclusive list.

Capital funds can be used to:

Construct a historic or cultural:

- building
- collection
- visitor’s center
- permanent kiosk

Acquire a historic or cultural building to:

- share the history of your community
- share the culture of your community
- interpret an important period of history or culture
- preserve a collection or an important physical resource

(RESTORE AND ACQUIRE THE SITE)

Purchase an Easement in real property to:

- share the culture and history of your community in a public setting

(PURCHASE AN EASEMENT IN FEE SIMPLE)

OTHER CATEGORIES TO BE CONSIDERED:

VIRTUAL ACCESS AND ACQUISITION ORAL HISTORIES AND COLLECTIONS

Again, this list is provided as a mere illustration of previous projects that have been considered eligible for funding under Proposition 40. CCHE will continue to explore areas not traditionally covered with Legal and Bond Counsel to determine which projects are permissible.

(INCLUDE A SECTION WHERE THERE IS EMPHASIS IN REHABILITATING A BUILDING AND INCORPORATING AN INTERPRETIVE CENTER INSIDE ITS FACILITY RATHER THAN REPLACING THE ORIGINAL STRUCTURE TO PROVIDE THE HISTORICAL DATA OF THE LOCATION OR STRUCTURE.)

7. Priorities of CCHE

One of the priorities of CCHE is to publicly recognize, appreciate and acknowledge the threads of California's story that have been absent or underrepresented in existing historical parks, monuments, museums and other facilities.

Historically, an absence or under representation of the history and culture of certain communities and neighborhoods has occurred due to barriers and challenges that include social, legal, political, cultural, economic or linguistic factors. These issues have required immediate attention by these communities and neighborhoods to specifically address these life challenging concerns and thus it is important that CCHE recognize these factors when examining the strong and diverse fabric of the California community.

By enlisting the cooperation and interest of community, educational, neighborhood and other distinguished leaders representing groups and communities that have been historically absent or underrepresented in California's history, it is hoped that a proactive approach to preserving practices, beliefs and ideas that are currently practiced can be achieved.

In addition, it is important to encourage the cooperation and consultation with other local governmental and non-profit resources to assist in this endeavor.

(AGAIN, NOT TO FORGET ABOUT TRADITIONAL HISTORIC PRESERVATION PROJECTS AND PROJECTS SPONSORED BY MUSEUMS.)

8. Other Projects that will be considered for funding from CCHE

As well as setting a priority to recognize absent and underrepresented pieces and reflections of culture and history within certain communities and neighborhoods, CCHE is also seeking projects that will interpret aspects of California's cultural and historic preservation in the following ways:

- *Finding ways in which to showcase the stories of California as a unified society
- *Interpret California's historic, gold rush and pioneer sites and buildings
- *Examine industries, technologies, individuals, groups and commercial enterprises that built California's enormous economic strength, including aircraft construction, banking and finance, electronics and related technologies, medical technologies, petroleum production and refining, movie and television production and agriculture.

*Examine California's contribution to the national defense during the state's history including projects about the social, demographic and other changes that resulted from national defense activities.

*Work to preserve and promote understanding and continuity of California's living cultural heritage and folk life that is deeply rooted in and reflective of its distinct cultural communities including public programs, recordings, exhibitions, apprenticeships, publications, ethnographic documentation and archival preservation.

*Examine California's geologic and oceanographic history including its assemblage from Jurassic and earlier archipelagoes and ophiolitic remnants through subduction processes, and the expression of global tectonic forces in its mountains, basins and faults.

*Examine the archaeology, history and culture of California's Native American population so that it can be shared and respected with the general populace.

9. Eligibility for Funding

CCHE may award grants to the following entities:

public agencies – a federal agency, state, city, county, district, association of governments, joint powers agency or federally recognized Indian tribes.

nonprofit organizations – a nonprofit public benefit corporation that is formed pursuant to the Nonprofit Corporation Law that is qualified to do business in California and qualified under §501(c)(3) of the Internal Revenue Code that has among its principal charitable purposes, the preservation of historic or cultural resources for cultural, scientific, historic, educational, recreational, agricultural or scenic opportunities.

museums – a public or private nonprofit institution that is organized on a permanent basis for essentially educational or aesthetic purposes and that owns or uses tangible objects, cares for those objects, and exhibits them to the general public on a regular basis.

**(MUSEUMS SHOULD BE SPECIFICALLY REPRESENTED,
ESPECIALLY REGARDING PROJECTS INVOLVING CULTURAL
PRESERVATION)**

10. Grant Application Process and Procedures

Exploratory Grant Application – The Initial Step

All eligible applicants will be asked to submit an Exploratory Grant Application.

An Exploratory Grant Application will allow for the immediate and preliminary assessment of what areas of concern and interest exist in the various regions, communities and neighborhoods.

The Exploratory Grant Application will serve as the first step toward writing a full grant application. The paperwork and research involved in this initial process will hopefully not cause undue financial, time or staff resources. Rather, eligible applicants will simply and clearly state the ultimate goal and specific capital assets project to be considered for funding and its importance to the intended community that it will serve.

Upon receipt of the Exploratory Grant Application, an Advisory Committee of experts in the field of historic and cultural preservation, the academic community, representatives of various ethnic and other identifiable community groups and representatives from several state agencies will be selected to serve on a panel to advise and provide opinion and suggestions as to which applications that should be recommended to submit a detailed Grant Application.

This information will then be submitted to the Chairperson and Board of CCHE for approval and action.

Grant Application Process-the Second Phase

All Exploratory Grant Applications recommended by the Advisory Committee will be eligible to submit a Grant Application to CCHE for funding consideration.

This grant application should carefully illustrate a plan, budget and timeline for all of the costs associated with their proposed project.

CCHE staff will work with grant applicants to prepare their grant application. There will be various Informational Meetings scheduled to provide general and technical support for a successful grant application submittal.

Upon a proper and timely submittal of the grant application, the CCHE staff will initially review the grant application to make sure that the application is complete. It will then convene another Advisory Committee of experts and members of the public to sit, review and advise on the grant applications.

A final list for funding consideration will then be compiled and submitted to the Chairperson and Board of CCHE for their approval and comments.

(THERE SHOULD BE CONSIDERATION FOR PROJECTS THAT HAVE BEEN WAITING A LONG TIME FOR FUNDING FROM THIS PROJECT. CONSIDERATION SHOULD BE MADE FOR THOS PROJECTS. ALSO, CONSIDERATION FOR A LETTER OF INTENT PROCESS TO LOOK AT PROJECTS THAT ARE CURRENTLY ELIGIBLE FOR FUNDING AND ARE DESERVING OF FUNDING AND AT THE SAME TIME, REVIEW PROJECTS THAT SHOULD BE CONSIDERED THROUGH A MORE EXPLORATORY PROCESS.

FURTHER, THERE SHOULD BE CONSIDERATION IN NOT REQUIRING A MATCHING FUND FROM NON PROFIT ORGANIZATIONS IN APPLYING FOR FUNDING.

FINALLY, CONSIDERATION SHOULD BE GIVEN FOR CREATING A REVOLVING TRUST FUND THAT PROVIDES LOW INTEREST LOANS, AND TO CREATE A TIMELINE THAT EXPLAINS THE PROCESS AND IMPORTANT DATES)

11. Proposed Appropriation of Funding per Year

Over the next several years, the entire amount of funding available for competitive grants from CCHE will be granted to those entities eligible for funding.

At the present time, there is no specific funding recommendation for the allocation of funds to be made during each grant cycle.

It is recommended that such a decision be determined after responses are received and needs are identified through the initial Exploratory Grant Application Process.

12. Requirements and Responsibilities of Grant Recipients

General Requirements

CCHE staff will make every effort to devote equal time and energy to all grant recipients selected for funding to successfully meet their goal. We will try to be as responsive to your needs and inquiries as possible.

However, the success of a project is also based on the performance and dedication of the grant recipient. By accepting funds from CCHE, the grant recipient is consenting to enter into an agreement to follow the following basic principles:

*A grant recipient shall not discriminate against any person on the bases of sex, race, color, national origin, age, religion, ancestry, sexual orientation or disability in the use of any property or facility developed pursuant to CCHE funds.

*All facilities funded by CCHE shall be open to members of the public

*A grant recipient shall, to the best of their ability, provide true and correct information on all forms submitted to CCHE and immediately report any changes of accounting or discrepancies in funding to the CCHE staff.

*A grant recipient shall follow any and all procedures set forth by the CCHE and other reporting agencies to provide timely compliance with reporting and accounting procedures required for a successful project. They must also report any public acceptance or criticism on the project and the CCHE will make all such reports available to the Legislature.

*A grant recipient shall at any time make available to CCHE staff the accounting of the project funded and any other information needed for CCHE staff to monitor the progress of the project.

*A grant recipient shall be available and accommodate CCHE staff and Board for site visits which may be scheduled from time to time and inform CCHE staff of all activities associated with the project using CCHE funds.

*A grant recipient will also be asked by CCHE staff to prepare additional reports and articles and possible presentations about their project to the general public.

*A grant recipient must include members of the general public and other appropriate stakeholders in all important decision making phases of the grant project.

*A grant recipient must publicly acknowledge CCHE funds on all literature, discussions and materials created to publicize, describe and inform the public about the proposed project

*Grant recipients shall comply with all applicable current laws and regulations affecting capital projects on the proposed site, including but not limited to legal requirements for construction contracts, building codes, health and safety codes, zoning, and compliance with the Americans for Disability Act and the California Environmental Quality Act.

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FURTHER NOTES: A BRIEF BACKGROUND OF THE PROCESS OF APPLYING FOR NATIONAL, STATE, AND LOCAL HISTORIC PRESERVATION LANDMARK/STATUS SHOULD ALSO BE SUPPLIED TO THE PUBLIC AND BOARD MEMBERS FOR FURTHER INFORMATION.

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